

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

UNITED STATES of AMERICA	*	CIVIL ACTION
Plaintiff	*	NUMBER: 19-10682
v.	*	JUDGE
0.033 ACRES of LAND, MORE or LESS, SITUATED in PARISH of PLAQUEMINES STATE of LOUISIANA, and ESTATE of GEORGIANNA TURNER, ET AL	*	MAGISTRATE
	*	TRACT NO. 626E
Defendants	*	
*	*	*

COMPLAINT IN CONDEMNATION

1. This is an action of a civil nature brought by the United States of America for the taking of property, under its power of eminent domain, and for the ascertainment and award of just compensation to the parties in interest.
2. The uses for which the property is to be taken and the authority for the taking are set forth in Schedule "A" annexed hereto and made a part hereof.
3. The property to be taken, the estates to be taken and the names and addresses of the persons having or claiming an interest in said property are described in Schedules "B", "C", "D", "E", "F" and "G" annexed hereto and made a part hereof.
4. Local and state taxing authorities may have or claim an interest in the property by reason of taxes and assessments due and eligible.

WHEREFORE, Plaintiff demands judgment that the property be condemned, and that just compensation for the taking be ascertained and awarded, and such other relief as may be lawful and proper.

Respectfully submitted,

PETER G. STRASSER
UNITED STATES ATTORNEY

/s/ *Glenn K. Schreiber*

GLENN K. SCHREIBER
Assistant United States Attorney
U.S. Attorney's Office (E.D. La.)
650 Poydras Street, Suite 1600
New Orleans, Louisiana 70130
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SCHEDULE A

Tract No. 626E

AUTHORITY FOR THE TAKING:

The authority for the taking of the interest in land is under and in accordance with 40 U.S.C. § 3113 and 3114; 33 U.S.C. §§ 591 and 594; and 33 U.S.C. § 701n, which authorizes the repair and rehabilitation of any flood control work threatened or destroyed by flood; Section 203 of the Flood Control Act of 1962, Pub. L. No. 87-874, 76 Stat. 1173, which authorized the hurricane protection project on the Mississippi River Delta at and Below New Orleans, Louisiana, now known as the New Orleans to Venice Hurricane Protection Project; and Chapter 3 of Title I of Division B of the Emergency Supplemental Appropriations to Address Hurricanes in the Gulf of Mexico, and Pandemic Influenza Act, 2006, Pub. L. No. 109-148, 119 Stat. 2680, 2762-2763, which Act made funds available for such purposes.

SCHEDULE B

Tract No. 626E

PUBLIC USES:

The public uses for which said interest in land is taken are as follows:

Said interest in land is necessary for the construction, repair and rehabilitation of the New Orleans to Venice Hurricane Protection Project, Westbank River Levee, Plaquemines Parish, Louisiana, and for such other uses as may be authorized by Congress or by Executive Order.

SCHEDULE C

Tract No. 626E

LEGAL DESCRIPTION:

A TRACT OF LAND designated as Tract No. 626E, together with any and all buildings, improvements and appurtenances thereon, located in Section 42, Township 19 South, Range 28 East, Plaquemines Parish, Louisiana, and being a portion of a right of way to be acquired to accommodate construction of the New Orleans to Venice Hurricane Protection Project, being more particularly described as follows:

For a POINT OF REFERENCE (P.O.R.), commence at the U. S. Corps of Engineers Buras Levee District baseline monument at Station 388+86.72, having coordinate values of $x=3814378.7290$ and $y=351840.2474$, thence run South 79 degrees, 00 minutes, 27 seconds East along said Buras Levee District baseline a distance of 2092.87 feet to a point, thence run South 22 degrees, 58 minutes, 34 seconds West a distance of 107.85 feet to the POINT OF BEGINNING (P.O.B.), having coordinate values of $x=3816391.8857$ and $y=351343.7415$.

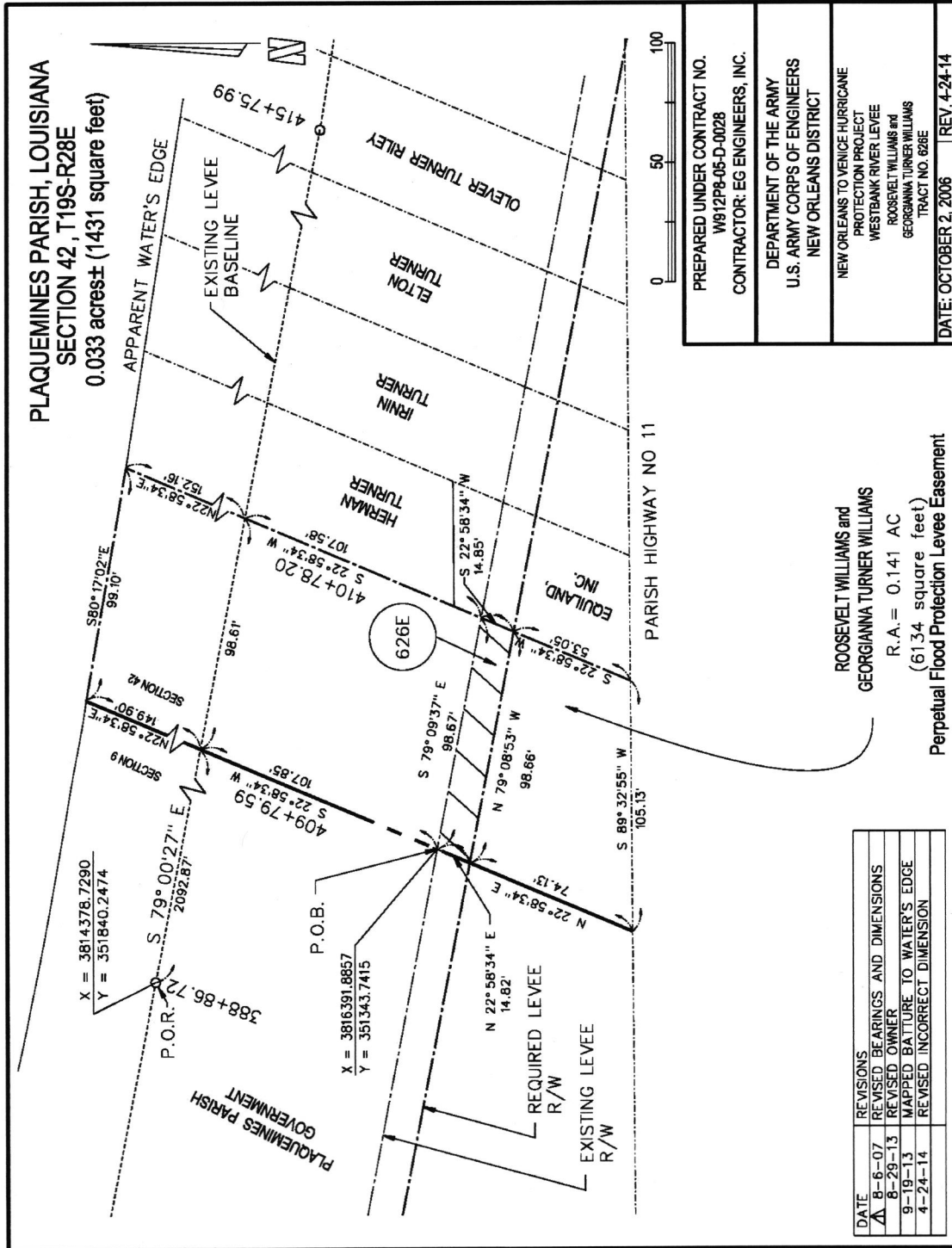
From the POINT OF BEGINNING, run South 79 degrees, 09 minutes, 37 seconds East, a distance of 98.67 feet; thence run South 22 degrees, 58 minutes, 34 seconds West, a distance of 14.85 feet; thence run North 79 degrees, 08 minutes, 53 seconds West, a distance of 98.66 feet; thence run North 22 degrees, 58 minutes, 34 seconds East, a distance of 14.82 feet to the point of beginning.

The above described tract contains **0.033 acres, more or less.**

Being part of the same property acquired by GEORGIANNA TURNER, wife of/and ROOSEVELT WILLIAMS from CHARLES S. POTTER, by Act of Sale dated December 8, 1944, registered in COB 113, folio 211, in the records of Plaquemines Parish, Louisiana.

SCHEDULE D

Tract No. 626E



SCHEDULE E

Tract No. 626E

ESTATE TAKEN:

A perpetual and assignable right and easement to construct, maintain, repair, operate, patrol and replace a flood protection levee, including all appurtenances thereto; reserving, however, to the owners, their heirs and assigns, all such rights and privileges in the land as may be used without interfering with or abridging the rights and easement hereby acquired; subject, however, to existing easements for public roads and highways, public utilities, railroads and pipelines.

SCHEDULE F

Tract No. 626E

ESTIMATE OF JUST COMPENSATION:

The estimated just compensation to be deposited in the Registry of the Court: Four Thousand and no/100 dollars (\$4,000).

SCHEDULE G

Tract No. 626E

NAMES AND ADDRESSES OF INTERESTED PARTIES:

All Unknown Heirs, Legatees, Successors and Assigns
having or claiming an interest in the
Estate of Georgianna Turner
aka Georgianna Turner Williams
Address Unknown

All Unknown Heirs, Legatees, Successors and Assigns
having or claiming an interest in the
Estate of Roosevelt Williams
Address Unknown

All Unknown Heirs, Legatees, Successors and Assigns
having or claiming an interest in the
Estate of Mitchell Parker, Sr.
aka Mitchell Turner
Address Unknown

Dionne Parker Smith
2309 Westmere Street
Harvey, Louisiana 70058

Lisa Parker DuPont
aka Lisa Marie DuPont
8614 Grant Street
New Orleans, Louisiana 70127

Mitchell Parker, Jr.
2496 Paige Jeanette Drive
Harvey, Louisiana 70058

Tyrone Parker
3440 Florence Avenue
New Orleans, Louisiana 70114

Terrell B. Parker, Sr.
1621 Lincoln Avenue
Marrero, Louisiana 70072

Tregg C. Parker, Sr.
2520 Oakmere Drive
Harvey, Louisiana 70058

Kenneth M. Parker, Sr.
aka Kenneth Parker
144 Villary Street A
Belle Chasse, Louisiana 70037

Stacey Jo Parker
5236 Timber Haven Lane
New Orleans, Louisiana 70131

Patty Lynn Parker
aka Patty Parker
5236 Timber Haven Lane
New Orleans, Louisiana 70131

All Unknown Heirs, Legatees, Successors and Assigns
having or claiming an interest in the
Estate of Carolyn Parker
Address Unknown

All Unknown Heirs, Legatees, Successors and Assigns
having or claiming an interest in the
Estate of Allen Ducro
aka Allen Ducro, Sr.
Address Unknown

Joycelyn Ducro Mackey
1204 Coteau Rodaire
Arnaudville, Louisiana 70512

Patsy Ducro Barnes
aka Patsy Ducro
29620 Highway 11
Port Sulphur, Louisiana 70083

Allen Melvin Ducro
aka Allen Ducro, Jr.
29564 Highway 11
Port Sulphur, Louisiana 70083

Warner Mae Ducro Rogers
aka Warner Ducro Rogers
511 Omega Street, Apt. A
Belle Chasse, Louisiana 70037

Leonard Ducro
29564 Highway 11
Port Sulphur, Louisiana 70083

All Unknown Heirs, Legatees, Successors and Assigns
having or claiming an interest in the
Estate of Everette Ducro, Sr.
aka Avero Ducro
Address Unknown

Everette J. Ducro, Jr.
168 St. Joseph Drive
Port Sulphur, Louisiana 70083

Chad Ducro, Sr.
aka Chad A. Ducro
1015 Shelton Avenue
New Iberia, Louisiana 70560

Adonis Ducro
196 River Oaks Drive
Port Sulphur, Louisiana 70037

All Unknown Heirs, Legatees, Successors and Assigns
having or claiming an interest in the
Estate of Vivian Williams Williamson
Address Unknown

Rhonda Williamson Riley
2200 Guardian Avenue
Terrytown, Louisiana 70056

Roosevelt J. Williamson
132 Villary Street #C
Belle Chasse, Louisiana 70037

Irvin P. Williamson, Jr.
aka Irvin P. Williamson, III
aka Irvin P. Williamson
132 Villary Street #C
Belle Chasse, Louisiana 70037

Cassandra Williamson Laurant
132 Villary Street #C
Belle Chasse, Louisiana 70037

All Unknown Heirs, Legatees, Successors and Assigns
having or claiming an interest in the
Estate of Doris Williams
Address Unknown

Emery Kent Williams
3417 Bryson Street
New Orleans, Louisiana 70131

Carzell Vigil Williams
161 Boutte Estates Drive
Boutte, Louisiana 70039

Endora W. Prout
aka Endora Williams
30 Natchez Trace Drive
Harvey, Louisiana 70058

Letrice Williams Small
aka Letrice Williams
1912 Bradford Place
Harvey, Louisiana 70058

Carolyn Williams Hall
aka Carolyn Williams
85 Trinity Street, Apt. 609
Austin, Texas 78701

Emelda LaFrance Williams
24536 Diamond Road
Port Sulphur, Louisiana 70083

All Unknown Heirs, Legatees, Successors and Assigns
having or claiming an interest in the
Estate of Herbert Williams
Address Unknown

Gordon J. Williams
3008 Wildwood Street, Apt. B
Victoria, Texas 77901

Jeanette Williams Jones
405 Martin Luther King Drive
Bunkie, Louisiana 71322

Joshlyn T. Williams
1728 Robert E. Lee Street
Malvern, Arkansas 72104

Tommye R. Williams
732 Fielding Avenue
Terrytown, Louisiana 70056

Timothy L. Williams
2652 Highland Drive West
Gretna, Louisiana 70056

Tanya R. Williams
732 Fielding Avenue
Gretna, Louisiana 70056

All Unknown Heirs, Legatees, Successors and Assigns
having or claiming an interest in the
Estate of Alvin Williams
Address Unknown

Leslie Helaine Williams
2601 Highland Meadows Drive West
Marrero, Louisiana 70072

Lynn Williams Ingraham
187 Camelia Drive
Port Sulphur, Louisiana 70083

Harold Williams
12825 Stanford Avenue
Los Angeles, California 90059

Joyce Williams Ingraham
aka Joyce Ingraham
747 N. Eucalyptus Avenue, Apt. 4
Inglewood, California 90302

Unknown Owners

Plaquemines Parish Government
c/o President Amos Cormier, Jr.
8056 Highway 23
Suite 308
Belle Chasse, Louisiana 70037

Commandeering Authority

Sheriff & Ex-Officio Tax Collector
Parish of Plaquemines
302 Main Street
Belle Chasse, Louisiana 70037

Taxing Authority

CIVIL COVER SHEET

The JS 44 civil coversheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS

United States of America

(b) County of Residence of First Listed Plaintiff _____
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)
Glenn K. Schreiber, AUSA 650 Poydras Street, 16th Floor
U.S. Attorney's Office New Orleans, LA 70130
Eastern District of Louisiana (504) 680-3093

DEFENDANTS0.033 Acres of Land, More or Less, Situated in Parish of
Plaquemines, State of Louisiana, and Estate of Georgianna Turner, et
al.County of Residence of First Listed Defendant Plaquemines

(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF
THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- ☒ 1 U.S. Government Plaintiff
☐ 2 U.S. Government Defendant
☐ 3 Federal Question
(U.S. Government Not a Party)
☐ 4 Diversity
(Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff
and One Box for Defendant)

	PTF	DEF		PTF	DEF
Citizen of This State	<input type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business In This State	<input type="checkbox"/> 4	<input type="checkbox"/> 4
Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business In Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5
Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6

IV. NATURE OF SUIT (Place an "X" in One Box Only)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Med. Malpractice PERSONAL INJURY <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/ Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 463 Habeas Corpus - Alien Detainee (Prisoner Petition) <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/ Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes
REAL PROPERTY <input checked="" type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	CIVIL RIGHTS <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/ Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education	PRISONER PETITIONS <input type="checkbox"/> 510 Motions to Vacate Sentence Habeas Corpus: <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement		

V. ORIGIN

(Place an "X" in One Box Only)

- ☒ 1 Original Proceeding
☐ 2 Removed from State Court
☐ 3 Remanded from Appellate Court
☐ 4 Reinstated or Reopened
☐ 5 Transferred from another district (specify)
☐ 6 Multidistrict Litigation

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):
Rule 71A, Fed.R.Civ.P. and the 5th Amendment of the Constitution per 28 USC Sec. 1345
Brief description of cause:

VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION
UNDER F.R.C.P. 23

DEMAND \$

CHECK YES only if demanded in complaint:

JURY DEMAND: ☐ Yes ☒ No**VIII. RELATED CASE(S) IF ANY**

(See instructions):

JUDGE

DOCKET NUMBER

DATE

SIGNATURE OF ATTORNEY OF RECORD

05/24/2019

/s/ Glenn K. Schreiber

FOR OFFICE USE ONLY

RECEIPT # _____ AMOUNT _____ APPLYING IFP _____ JUDGE _____ MAG. JUDGE _____

INSTRUCTIONS FOR ATTORNEYS COMPLETING CIVIL COVER SHEET FORM JS 44**Authority For Civil Cover Sheet**

The JS 44 civil cover sheet and the information contained herein neither replaces nor supplements the filings and service of pleading or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. Consequently, a civil cover sheet is submitted to the Clerk of Court for each civil complaint filed. The attorney filing a case should complete the form as follows:

I. (a) Plaintiffs-Defendants. Enter names (last, first, middle initial) of plaintiff and defendant. If the plaintiff or defendant is a government agency, use only the full name or standard abbreviations. If the plaintiff or defendant is an official within a government agency, identify first the agency and then the official, giving both name and title.

(b) County of Residence. For each civil case filed, except U.S. plaintiff cases, enter the name of the county where the first listed plaintiff resides at the time of filing. In U.S. plaintiff cases, enter the name of the county in which the first listed defendant resides at the time of filing. (NOTE: In land condemnation cases, the county of residence of the "defendant" is the location of the tract of land involved.)

(c) Attorneys. Enter the firm name, address, telephone number, and attorney of record. If there are several attorneys, list them on an attachment, noting in this section "(see attachment)".

II. Jurisdiction. The basis of jurisdiction is set forth under Rule 8(a), F.R.C.P., which requires that jurisdictions be shown in pleadings. Place an "X" in one of the boxes. If there is more than one basis of jurisdiction, precedence is given in the order shown below.

United States plaintiff. (1) Jurisdiction based on 28 U.S.C. 1345 and 1348. Suits by agencies and officers of the United States are included here.

United States defendant. (2) When the plaintiff is suing the United States, its officers or agencies, place an "X" in this box.

Federal question. (3) This refers to suits under 28 U.S.C. 1331, where jurisdiction arises under the Constitution of the United States, an amendment to the Constitution, an act of Congress or a treaty of the United States. In cases where the U.S. is a party, the U.S. plaintiff or defendant code takes precedence, and box 1 or 2 should be marked.

Diversity of citizenship. (4) This refers to suits under 28 U.S.C. 1332, where parties are citizens of different states. When Box 4 is checked, the citizenship of the different parties must be checked. (See Section III below; federal question actions take precedence over diversity cases.)

III. Residence (citizenship) of Principal Parties. This section of the JS 44 is to be completed if diversity of citizenship was indicated above. Mark this section for each principal party.

IV. Nature of Suit. Place an "X" in the appropriate box. If the nature of suit cannot be determined, be sure the cause of action, in Section VI below, is sufficient to enable the deputy clerk or the statistical clerks in the Administrative Office to determine the nature of suit. If the cause fits more than one nature of suit, select the most definitive.

V. Origin. Place an "X" in one of the seven boxes.

Original Proceedings. (1) Cases which originate in the United States district courts.

Removed from State Court. (2) Proceedings initiated in state courts may be removed to the district courts under Title 28 U.S.C., Section 1441. When the petition for removal is granted, check this box.

Remanded from Appellate Court. (3) Check this box for cases remanded to the district court for further action. Use the date of remand as the filing date.

Reinstated or Reopened. (4) Check this box for cases reinstated or reopened in the district court. Use the reopening date as the filing date.

Transferred from Another District. (5) For cases transferred under Title 28 U.S.C. Section 1404(a). Do not use this for within district transfers or multidistrict litigation transfers.

Multidistrict Litigation. (6) Check this box when a multidistrict case is transferred into the district under authority of Title 28 U.S.C. Section 1407. When this box is checked, do not check (5) above.

Appeal to District Judge from Magistrate Judgment. (7) Check this box for an appeal from a magistrate judge's decision.

VI. Cause of Action. Report the civil statute directly related to the cause of action and give a brief description of the cause. **Do not cite jurisdictional statutes unless diversity.**
 Example: U.S. Civil Statute: 47 USC 553
 Brief Description: Unauthorized reception of cable service

VII. Requested in Complaint. Class Action. Place an "X" in this box if you are filing a class action under Rule 23, F.R.Cv.P.

Demand. In this space enter the dollar amount (in thousands of dollars) being demanded or indicate other demand such as a preliminary injunction.

Jury Demand. Check the appropriate box to indicate whether or not a jury is being demanded.

VIII. Related Cases. This section of the JS 44 is used to reference related pending cases, if any. If there are related pending cases, insert the docket numbers and the corresponding judge names for such cases.

Date and Attorney Signature. Date and sign the civil cover sheet.